REMARKS

This Application has been carefully reviewed in light of the Office Action dated January 9, 2008 ("*Office Action*"). At the time of the *Office Action*, Claims 1, 3-9, 11, and 13-32 were pending and rejected. Claims 21-30 are withdrawn. Applicant amends Claims 1, 8, 9, 11, and 18. Applicant also adds New Claims 33 and 34. As described below, Applicant believes all claims to be allowable over the cited references. Therefore, Applicant respectfully requests reconsideration and full allowance of all pending claims.

Objections to the Specification

The Examiner objects to the Specification under M.P.E.P. § 608.01 because the Specification allegedly does not provide sufficient antecedent basis for the terms "management application processor" and "storage medium." Solely to advance prosecution and without conceding to the propriety of this objection, Applicant has amended the Specification to include explicit references to a "management application processor" and a "storage medium." Applicant submits that no new matter is introduced. For just one example of support for the amendment in Applicant's Specification, Applicant refers the Examiner to Figure 1B which clearly includes a computer processing system 115. The management application processor and the storage medium are described with respect to the example embodiment of the present disclosure pictured in Figure 1B of Applicant's Specification. Applicant respectfully requests that the objection to the Specification be withdrawn.

Section 112 Rejections

The Examiner rejects Claims 11 and 13-20 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In particular, the examiner states "since the phrase 'operable when executed to' is not a requirement that it is performed, therefore it renders limitations after the phrase . . . moot." See *Office Action*, Page 3. Applicant respectfully traverses this rejection. The Examiner has not cited any authority (e.g., statutes, regulations, case law, etc.) to support this rejection, but rather has simply

rejected the claim language without support. Moreover, Applicant previously conducted an informal search on the USPTO's website and discovered that at least 23 patents have been issued in the past year alone (e.g., since Jan. 1, 2008) having at least one claim that employs the phrase "operable when executed to." For at least these reasons, Applicant respectfully requests that the rejection of Claims 11 and 13-20 be withdrawn.

Section 103 Rejections

The Examiner rejects Claims 1, 3-5, 9, 11, and 13-15 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,125,390 issued to Touboul ("*Touboul*"), U.S. Patent No. 5,761,502 issued to Jacobs ("*Jacobs*"), and U.S. Patent No. 6,049,828 issued to Dev et al. ("*Dev*"). The Examiner rejects Claims 6 and 16 under 35 U.S.C. § 103(a) as being unpatentable over *Touboul*, *Dev* and *Jacobs* in view of U.S. Patent No. 6,011,838 to Cox ("*Cox*"). The Examiner rejects Claims 7 and 17 under 35 U.S.C. § 103(a) as being unpatentable over *Touboul*, *Dev* and *Jacobs* in view of U.S. Patent No. 5,748,098 to Grace ("*Grace*"). The Examiner rejects Claims 8 and 18 under 35 U.S.C. § 103(a) as being unpatentable over *Touboul*, *Dev* and *Jacobs* in view of U.S. Patent No. 5,440,688 to Nishida ("*Nishida*"). The Examiner rejects Claims 19-20 and 31-32 under 35 U.S.C. § 103(a) as being unpatentable over *Touboul*, *Dev* and *Jacobs* in view of U.S. Patent No. 5,933,601 to Fanshier ("*Fanshier*"). Applicant respectfully traverses these rejections.

I.   Dev does not disclose, teach, or suggest a "request specifying a user defined type of context data" as required by Claim 1.

Claim 1, as amended, includes the limitations, "receiving, in response to the reporting of the alert condition, a user-generated text-based dialogue request specifying a user defined type of context data for the subject system object and one or more relevant system objects known to be associated with the subject system object." In the *Office Action*, the Examiner relies on portions of *Dev* to reject Claim 1 and states, "Dev teaches a user generates a request by clicking on the text-based listing of alarms . . . to request context data." See *Office Action*, Page 13 (citing *Dev* col. 15, lines 16-18). Without

conceding whether *Dev* discloses, teaches, or suggests a "text-based request," Applicant respectfully contends that *Dev* does not teach, disclose, or suggest "receiving . . . a user-generated text-based request specifying a user defined type of context data" as required by Claim 1. More specifically, the cited portions of *Dev* merely state, "the user may click on a particular alarm . . . to obtain more information." See *Dev* col. 15, lines 16-18. *Dev* does not disclose that the user-generated text-based dialogue request specifies a <u>user defined type</u> of context data as required by Claim 1. Rather Dev does not allow specification of the type of context data to be requested or the user to specify a user defined type of context data. Accordingly, Applicant respectfully contends that Claim 1 and each of its dependent claims are in condition for allowance.

Similar to Claim 1, Claims 9 and 11 include limitations generally directed to a receiving a user-generated text-based request specifying a user defined type of context data. For reasons similar to those described with respect to Claim 1, Applicant respectfully contends that Claims 9 and 11 and each of their respective dependent claims are in condition for allowance.

II.   *Nishida* does not disclose, teach, or suggest "replacing quantifiable context data with a qualitative identifier" as required by Claim 8.

Claim 8 includes the limitations, "replacing quantifiable context data with a qualitative identifier." The Examiner contends that *Nishida* discloses these limitations, and points to sections of *Nshida* which recite, "[t]he network management system defines five levels of emergency; 'critical', 'major', 'minor', 'notice' and 'information.'" See *Office Action*, page 10 (citing *Nishida* col. 3 lines 29-40). Applicant respectfully traverses this rejection. Respectfully, the cited portions of *Nishida* merely disclose five names that respectively define five levels of emergency. Even assuming for the sake of argument that *Nishida*'s "five levels of emergency" disclose qualitative identifiers, *Nishida* makes no mention of "quantifiable context data" nor does *Nishida* disclose "replacing quantifiable context data with a qualitative identifier" as required by Claim 8. Accordingly, Applicant respectfully contends that *Nishida*'s defined "levels of emergency" do not disclose

"replacing quantifiable context data with a qualitative identifier" as required by Claim 8. For at least these reasons, Applicant respectfully contends that Claim 8 is in condition for allowance.

IV.   None of the references disclose, teach, or suggest receiving a second request specifying a second user defined type of context data as required by Claim 34.

Claim 33 is directed to the method of Claim 1 and further includes the step of "after outputting the context message, receiving a second user-generated text-based dialogue request specifying a second user defined type of context data." Applicants respectfully contend that none of the cited references disclose teach or suggest each of these limitations. Accordingly, Applicants respectfully contend that Claim 34 is in condition for allowance.

III.   All Claims are in condition for allowance.

For at least the reasons stated above, Applicant respectfully contends that each and every claim is in condition for allowance. Moreover, Applicant respectfully contends that none of the deficiencies described above with respect to *Dev* and *Nishida* are accounted for by any of the references cited by the Examiner or by the knowledge of one of ordinary skill in the art.
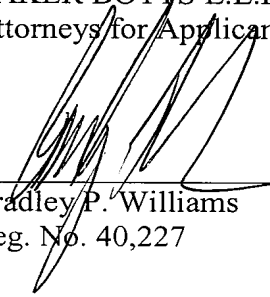
CONCLUSION

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicant respectfully requests full allowance of all pending claims.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Luke K. Pedersen, Attorney for Applicant, at the Examiner's convenience at (214) 953-6655.

The Examiner is authorized to charge the amount of **$210.00** for the addition of one independent claim and **$100.00** for the addition of two dependent claims to Deposit Account No. 02-0384 of Baker Botts L.L.P. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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